



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Juliet Caroline Switzer
Group Art Unit : 1634
Applicants : Ulrich Brinkmann et al.
Application No. : 10/627,253
Confirmation No. : 4194
Filed : July 24, 2003
For : POLYMORPHISMS IN THE HUMAN GENE FOR THE
MULTIDRUG RESISTANCE-ASSOCIATED PROTEIN 1
(MRP-1) AND THEIR USE IN DIAGNOSTIC AND
THERAPEUTIC APPLICATIONS

New York, New York
August 22, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND REQUEST FOR CORRECTED FILING RECEIPT

Sir:

On December 22, 2003, applicants filed a Request for Corrected Filing Receipt, together with a corrected Application Data Sheet (copies enclosed).

In that Request, applicants attempted to correct the spelling of inventor, Mornhinweg's first name. It is "Esther" not "Ester". The Request also attempted to correct the number of the European PCT application from which this application is a continuation. It is "PCT/EP02/00796" not " PCT/EP02/00794".

BEST AVAILABLE COPY

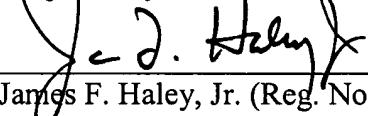
Application No.: 10/627,253
Second Request for Corrected Filing Receipt dated August 22, 2006

A marked-up version of the original Filing Receipt was enclosed with that Request. However, when the United States Patent and Trademark Office mailed to applicants an Updated Filing Receipt on April 20, 2004 ((copy enclosed), it did not correct either error.

Applicants request that the errors be corrected and a second Updated Filing Receipt be issued.

Applicants believe that no fee is due. However, if for any reason a fee is due, the Director is hereby authorized to charge payment of any fees required in connection with this Request to Deposit Account No. 06-1075, Order No. 003747-0082.

Respectfully submitted,



James F. Haley, Jr. (Reg. No. 27,794)
Attorney for Applicants
c/o FISH & NEAVE IP GROUP
ROPES & GRAY LLP
1251 Avenue of the Americas
New York, New York 10020
Tel.: (212) 596-9000
Fax.: (212) 596-9090

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not yet assigned
Group : 1645
Applicants : Ulrich Brinkmann et al.
Application No. : 10/627,253
Confirmation No. : 4194
Filed : July 24, 2003
For : POLYMORPHISMS IN THE HUMAN GENE FOR
THE MULTIDRUG RESISTANCE-ASSOCIATED
PROTEIN 1 (MRP-1) AND THEIR USE IN
DIAGNOSTIC AND THERAPEUTIC
APPLICATIONS

New York, New York
December 22, 2003

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED FILING RECEIPT AND
SUBMISSION OF SUBSTITUTE APPLICATION DATA SHEET

Sir:

Applicants request correction of the Filing Receipt issued on October 21, 2003, in the above-identified application. The errors on it are the fault of applicants' attorneys.

The name of one of the inventors, Esther Mornhinweg, is spelled incorrectly on the October 21, 2003 Filing Receipt. On the originally-filed Application Data Sheet, Esther Mornhinweg's first name was incorrectly spelled as "Ester Mornhinweg." The correct spelling of the inventor's name is "Esther Mornhinweg."

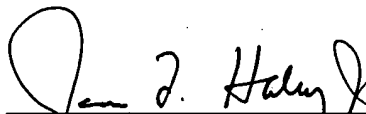
EV620809005US

The information in the "Domestic Priority Data as claimed by applicant" incorrectly recites "PCT/EP02/00794," instead of "PCT/EP02/00796." On the originally-filed Application Data Sheet, the priority data was also incorrect in its recitation of the EP PCT application. The data was correct in the context of the original EP priority application (01101651.6, filed January 26, 2001). The correct application of which United States application 10/627,253 is a continuation is PCT/EP02/00796, filed January 25, 2002. A copy of the first page of the published international application is enclosed (see Tab A).

Applicants submit herewith a substitute Application Data Sheet (see Tab B) that recites the correct spelling of Esther Mornhinweg's name and correctly recites the priority document as "PCT/EP02/00796." Applicants request that the substitute Application Data Sheet replace the originally-filed Application Data Sheet.

Applicants request that the Filing Receipt be corrected as indicated on the enclosed copy (see Tab C) and that a new receipt be issued.

Respectfully submitted,



James F. Haley, Jr. (Reg. No. 27,794)

Margaret A. Pierri (Reg. No. 30,709)

Attorneys for Applicants

c/o FISH & NEAVE (Customer No. 1473)

1251 Avenue of the Americas

New York, New York 10020

Tel.: (212) 596-9000

Fax.: (212) 596-9090



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/627,253	07/24/2003	1645	1610	VOS-42 CON	3	42	1

CONFIRMATION NO. 4194

UPDATED FILING RECEIPT



OC000000012398953

1473
 FISH & NEAVE
 1251 AVENUE OF THE AMERICAS
 50TH FLOOR
 NEW YORK, NY 10020-1105

RECEIVED

APR 27 2004

**REMINDER - PLEASE INITIAL
 THIS DOCUMENT TO INDICATE
 THAT YOU HAVE SEEN IT**

Date Mailed: 04/20/2004

FISH & NEAVE - PATENT DEPT.
 REFERRED TO SUP
 NOTED BY SIP 4/20/04

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ulrich Brinkmann, Weilheim, GERMANY;
 Sven Hoffmeyer, Eberfing, GERMANY;
~~Esther Mornhinweg, Weilheim, GERMANY;~~

*Esther***Domestic Priority data as claimed by applicant**

This application is a CON of PCT/EP02/00794 ⁶ 01/25/2002

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 01101651.6 01/26/2001

If Required, Foreign Filing License Granted: 10/21/2003

Projected Publication Date: 07/29/2004

Non-Publication Request: No

Early Publication Request: No

EV620809005US

Title

Polymorphisms in the human gene for the multidrug resistance-associated protein 1 (MRP-1) and

their use in diagnostic and therapeutic applications

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/627,253	07/24/2003	1645	1480	VOS-42 CON	3	42	1

CONFIRMATION NO. 4194

1473
 FISH & NEAVE
 1251 AVENUE OF THE AMERICAS
 50TH FLOOR
 NEW YORK, NY 10020-1105

RECEIVED

OCT 24 2003

FILING RECEIPT



OC000000011073751

FISH & NEAVE - PATENT DEPT.
 REFERRED TO SVP
 NOTED BY SVP

Date Mailed: 10/21/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ulrich Brinkmann, Weilheim, GERMANY;
 Sven Hoffmeyer, Eberfing, GERMANY;
 Ester Mornhinweg, Weilheim, GERMANY;
 Esther

Domestic Priority data as claimed by applicant

This application is a CON of PCT/EP02/0079⁶ 01/25/2002

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 01101651.6 01/26/2001

If Required, Foreign Filing License Granted: 10/21/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title: Polymorphisms in the human gene for the multidrug resistance-associated protein 1 (MRP-1) and

their use in diagnostic and therapeutic applications

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

WO 02/059142 A2

INVENTOR INFORMATION

Inventor One Given Name:: Ulrich
Family Name:: Brinkmann
Postal Address Line One:: Feichtlstr. 12
City:: Weilheim
Country:: Germany
Postal or Zip Code:: 82362
Citizenship Country:: Germany
Inventor Two Given Name:: Sven
Family Name:: Hoffmeyer
Postal Address Line One:: Schusteranger 2
City:: Eberfing
Country:: Germany
Postal or Zip Code:: 82390
Citizenship Country:: Germany
Inventor Three Given Name:: Esther
Family Name:: Mornhinweg
Postal Address Line One:: Johann-Baur-Str. 12
City:: Weilheim
Country:: Germany
Postal or Zip Code:: 82362
Citizenship Country:: Germany

CORRESPONDENCE INFORMATION

Correspondence Customer Number:: 1473
Fax One:: 212.596.9090
Electronic Mail One:: jhaley@fishneave.com
Fax Two:: 212.596.9090
Electronic Mail Two:: jgunnison@fishneave.com

APPLICATION INFORMATION

Title Line One:: POLYMORPHISMS IN THE HUMAN GENE FOR THE
Title Line Two:: MULTIDRUG RESISTANCE-ASSOCIATED PROTEIN
Title Line Three:: 1 (MRP-1) AND THEIR USE IN DIAGNOSTIC AN
Title Line Four:: D THERAPEUTIC APPLICATIONS
Total Drawing Sheets:: 3
Formal Drawings?: No
Application Type:: Utility
Docket Number:: VOS-42 CON
Secrecy Order in Parent Appl.?: No

REPRESENTATIVE INFORMATION

Representative Customer Number:: 1473
Registration Number One:: 27794
Registration Number Two:: 30709

Registration Number Three:: 38479
Registration Number Four:: 42800
Registration Number Five:: 48976

CONTINUITY INFORMATION

This application is a:: CONTINUATION OF
> Application One:: PCT/EP02/00796
Filing Date:: 01-25-2002

PRIOR FOREIGN APPLICATIONS

Foreign Application One:: 01101651.6
Filing Date:: 01-26-2001
Country:: EP
Priority Claimed:: Yes

Source:: PrintEFS Version 1.0.1